

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF NEW YORK**

MARVEL CHARACTERS, INC.,

Plaintiff,

v.

LAWRENCE D. LIEBER,

Defendant.

LAWRENCE D. LIEBER,

Counterclaimant,

v.

MARVEL CHARACTERS, INC., and DOES  
1-10, inclusive,

Counterclaim-Defendants.

Case No.: 1:21-cv-07955-LAK

**JOINT STIPULATION AND  
[PROPOSED] ORDER FOR  
DISMISSAL WITH PREJUDICE**

Hon. Lewis A. Kaplan

Pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii), Plaintiff and Counterclaim-Defendant Marvel Characters, Inc., on the one hand, and Defendant and Counterclaimant Lawrence D. Lieber, on the other, by and through their undersigned counsel, hereby stipulate that this action and all claims, including all counterclaims, and defenses asserted therein, be dismissed with prejudice, with each party bearing its own attorneys' fees, costs, and expenses.

Dated: May 18 , 2023

**O'MELVENY & MYERS LLP**

By: 

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Dated: May 19, 2023

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*Attorneys for Lawrence D. Lieber*

**SO ORDERED:**

DATED: , 2023

BY: \_\_\_\_\_

Hon. Lewis A. Kaplan  
United States District Judge